

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police – Petition of Sri S.Nageswara Rao, Ex.Sub-Inspector of Police (Civil), Guntur Range, to the Government against termination of probation – Allowed - Orders - Issued.

HOME (SERVICES – II) DEPARTMENT

G.O.Ms.No.199

Dated 06.10.2008

Read the following:

- 1) From Sri S.Nageswara Rao, Ex.Sub-Inspector of Police (Civil), Guntur Range, Petition dated Nil.
- 2) From the Director General of Police, Andhra Pradesh, Hyderabad, Letter Rc.No.934/E-2/2007, dated 4.10.2007.
- 3) Govt. Memo.No.22770/Ser.II/A2/2007-2, Home, dated 11.1.2008.
- 4) From Sri S.Nageswara Rao, Ex.Sub-Inspector of Police (Civil), Guntur Range, Petition dated Nil.

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ORDER:

In the reference 1st read above, Sri S.Nageswara Rao, Ex.Sub-Inspector of Police (Civil), Guntur Range, has submitted a petition, requesting to set aside the orders of the termination of probation and reinstate him into service.

2. The Director General of Police, A.P., Hyderabad, in the reference 2nd read above, has forwarded the letter C.No.276/A1/2007, dated 28.9.2007, of the Inspector General of Police, Guntur Range, together with connected documents.

3. The Inspector General of Police, Guntur Range, Guntur, in his letter C.No.276/A1/2007, dated 28.9.2007, has stated that Sri S.Nageswara Rao, was selected as Cadet Training S.I. of Police in the year 2004. On completion of Training at A.P.P.A., he was appointed as Sub-Inspector of Police Civil and was allotted to Nellore District for under going practical training. Subsequently, he was transferred from Nellore District to Prakasam District. While he was under going practical training, he was involved in criminal case in Cr.No.224/2005 u/s 341, 323, 506, 309 r/w 34 IPC and Sec.3 and 4 D.P. Act of Nagarampalem L&O PS of Guntur District. The Superintendent of Police, Prakasam, sent a special report basing on the preliminary enquiry report of the Additional Superintendent of Police, Guntur, to the office of the Inspector General of Police, Guntur Range. The probation of Sri S.Nageswara Rao, Sub-Inspector of Police, was terminated vide proceedings No.276/A1/2005, dated 2.12.2005, of the Inspector General of Police, Guntur Range, under Rule 17 (A) (ii) of A.P.State and Subordinate Service Rules, 1996, for his misconduct and for his involvement in a Criminal case, with one month pay in lieu of one month notice.

4. The Inspector General of Police, Guntur Range, has also stated that the criminal case in Cr.No.224/2005 u/s 341, 323, 506, 309 r/w 34 IPC and Sec.3 and 4 D.P. Act of Nagarampalem L&O PS has ended in acquittal vide S.C.No.313/06 on the file of the III Addl.Sessions Judge, Guntur. The Addl. Public Prosecutor, III Addl.Sessions Judge Court, Guntur, opined that there are no grounds to prefer an appeal against the acquittal of the accused.

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5. The Inspector General of Police, Guntur Range, has further stated that Sri S.Nageswara Rao has made a representation to the Director General of Police, Andhra Pradesh, Hyderabad, and the same was rejected vide C.O. Proceedings L.Dis.No.1353/E2/2006, dated 29.3.2007, as there is no provision of appeal in cases of termination of probation under Rule 17 (a) (ii) of the APS & SS Rules.

6. In the reference 3rd read above, Government have rejected the request of Sri S.Nageswara Rao, Ex.Sub-Inspector of Police (Civil), to reinstate him into service.

7. Aggrieved by the above orders, Sri S.Nageswara Rao, Ex. Sub-Inspector of Police (Civil), has again submitted a petition in the reference 4th read above, stating that his involvement in the criminal case was not in any way of his official duties and it was purely on private family disputes with false allegations. He was also acquitted in the criminal case. He has, therefore, requested to set aside the orders of "Termination of Probation" and reinstate him into service with all consequential benefits.

8. Government, after careful re-examination of the entire matter with reference to the material made available by the Director General of Police, Andhra Pradesh, Hyderabad, hereby reinstate Sri S.Nageswara Rao, Ex.Sub-Inspector of Police (Civil), Guntur Range, into service as Stipendiary Trainee Cadet as Sub-Inspector of Police (Civil), in relaxation of Rule 17 of A.P.State and Subordinate Service Rules, 1996, by invoking Rule 31 of A.P.State and Subordinate Service Rules.

9. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take necessary follow up action in the matter accordingly.

((BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH))

AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General of Police, Andhra Pradesh, Hyderabad.

Copy to:

Sri S.Nageswara Rao, Ex.Sub-Inspector of Police (Civil), Guntur Range. (through the
Director General of Police, A.P., Hyderabad)

The Deputy Inspector General of Police, Guntur Range, Guntur.

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// FORWARDED : : BY ORDER //

SECTION OFFICER